

104TH CONGRESS
1ST SESSION

S. 696

To assist States and secondary and postsecondary schools to develop, implement, and improve school-to-work opportunities systems so that all students have an opportunity to acquire the knowledge and skills needed to meet challenging State academic standards and industry-based skill standards and to prepare for postsecondary education, further learning, and a wide range of opportunities in high-skill, high-wage careers, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 6 (legislative day, APRIL 5), 1995

Mr. KENNEDY introduced the following bill; which was read twice and referred to the Committee on Labor and Human Resources

A BILL

To assist States and secondary and postsecondary schools to develop, implement, and improve school-to-work opportunities systems so that all students have an opportunity to acquire the knowledge and skills needed to meet challenging State academic standards and industry-based skill standards and to prepare for postsecondary education, further learning, and a wide range of opportunities in high-skill, high-wage careers, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 That this Act may be cited as the “Career Preparation
2 Education Reform Act of 1995”.

3 TITLE I—AMENDMENTS TO THE CARL D. PER-
4 KINS VOCATIONAL AND APPLIED TECH-
5 NOLOGY EDUCATION ACT

6 AMENDMENT TO THE ACT

7 SEC. 101. The Carl D. Perkins Vocational and Ap-
8 plied Technology Education Act (20 U.S.C. 2301 et seq.;
9 hereinafter referred to as “the Act”) is amended in its
10 entirety to read as follows:

11 “SHORT TITLE; TABLE OF CONTENTS

12 “SECTION 1. (a) SHORT TITLE.—This Act may be
13 cited as the ‘Carl D. Perkins Career Preparation Edu-
14 cation Act’.

15 “(b) TABLE OF CONTENTS.—The table of contents
16 for this Act is as follows:

“TABLE OF CONTENTS

“Sec. 1. Short title; table of contents.

“Sec. 2. Declaration of policy, findings, and purpose.

“Sec. 3. Authorization of appropriations.

“TITLE I—PREPARING STUDENTS FOR CAREERS

“PART A—IMPROVING STATE AND LOCAL PROGRAMS

“Sec. 101. Priorities.

“Sec. 102. State leadership activities.

“Sec. 103. Local activities.

“Sec. 104. Combination of funds.

“Sec. 105. State plans.

“Sec. 106. State administration.

“Sec. 107. Local applications.

“Sec. 108. Performance goals and indicators.

“Sec. 109. Evaluation, improvement, and accountability.

“PART B—ALLOCATING STATE AND LOCAL RESOURCES

- “Sec. 111. Allotments.
- “Sec. 112. Within-State allocation.
- “Sec. 113. Distribution of funds.

“TITLE II—NATIONAL SUPPORT FOR STATE AND LOCAL REFORMS

- “Sec. 201. Awards for excellence.
- “Sec. 202. National activities.
- “Sec. 203. National assessment.
- “Sec. 204. National research center.
- “Sec. 205. Data systems.
- “Sec. 206. Career preparation for Indians and Native Hawaiians.

“TITLE III—GENERAL PROVISIONS

- “Sec. 301. Waivers.
- “Sec. 302. Effect of Federal payments.
- “Sec. 303. Identification of State-imposed requirements.
- “Sec. 304. Out-of-State relocations.
- “Sec. 305. Definitions.

1 “DECLARATION OF POLICY, FINDINGS, AND PURPOSE

2 “SEC. 2. (a) DECLARATION OF POLICY.—The Con-
 3 gress declares it to be the policy of the United States that,
 4 in order to meet new economic challenges brought about
 5 by changing technologies and increasing international eco-
 6 nomic competition, the Nation must put in place a system
 7 that enables all students to obtain the education needed
 8 to pursue productive and adaptable careers.

9 “(b) DECLARATION OF FINDINGS.—The Congress
 10 finds that—

11 “(1) although employment and earnings in-
 12 creasingly depend on educational attainment and the
 13 ability to acquire and transfer skills among jobs in
 14 broad clusters of occupations or industry sectors, a
 15 majority of high school graduates in the United

1 States lack sufficient curriculum focus to prepare
2 them for completing a two-year or four-year college
3 degree or for entering careers with a high-skill, high-
4 wage potential;

5 “(2) enactment of the Goals 2000: Educate
6 America Act has helped to establish a new frame-
7 work for education reform, based on challenging
8 State academic standards and industry-based skill
9 standards for all students;

10 “(3) enactment of the School-to-Work Opportu-
11 nities Act of 1994 has helped to catalyze the devel-
12 opment, in all States, of statewide systems offering
13 opportunities for all students to participate in
14 school-based, work-based, and connecting activities
15 leading to postsecondary education, further learning,
16 and first jobs in high-skill, high-wage careers;

17 “(4) the GI Bill for America’s Workers, of
18 which this Act is a key component, will further
19 strengthen the capacity of States, schools, and busi-
20 nesses, working together, to upgrade the skills of
21 youth and to prepare them for high-wage careers;

22 “(5) local, State, and national programs sup-
23 ported under the Carl D. Perkins Vocational and
24 Applied Technology Education Act have assisted
25 many students in obtaining occupational and aca-

1 demic skills, as well as employment, but now these
2 programs must become part of the larger reforms
3 taking place under the School-to-Work Opportunities
4 Act of 1994;

5 “(6) when properly aligned with related Federal
6 statutes and the broader reforms that States and lo-
7 calities carry out under the Goals 2000: Educate
8 America Act, this Act can enhance the capacity of
9 States to establish school-to-work opportunities sys-
10 tems that serve all students, enable a greater num-
11 ber of students to achieve to challenging State aca-
12 demic standards and industry-based skill standards,
13 and contribute to enabling all Americans to prosper
14 in a highly competitive, technological economy;

15 “(7) certain individuals (including students with
16 disabilities, educationally or economically disadvan-
17 taged students, students of limited English pro-
18 ficiency, incarcerated youth, migrant children, foster
19 children, school dropouts, and women) often face
20 great challenges in acquiring the academic knowl-
21 edge and occupational skills needed for successful
22 employment and thus may need special assistance
23 and services to allow them to participate fully in ca-
24 reer preparation activities;

1 “(8) Federal resources currently support a
2 maze of employment-related education and training
3 programs that are often focused on specific content
4 areas or populations, have conflicting or overlapping
5 requirements, and are not administered in an inte-
6 grated manner, thus inhibiting the capacity of State
7 and local administrators to implement programs that
8 meet the needs of individual States and localities;

9 “(9) the Federal Government can—through a
10 performance partnership with States and localities
11 based on clear programmatic goals, increased State
12 and local flexibility, improved accountability, and
13 performance goals, indicators, and incentives—pro-
14 vide to States and localities financial assistance for
15 the expansion of school-to-work opportunities sys-
16 tems in all States, as well as for services and activi-
17 ties that ensure that all students, including students
18 with special needs, have full access to the programs
19 offered through those systems; and

20 “(10) the Federal Government can also assist
21 States and localities by carrying out nationally sig-
22 nificant research, development, demonstration, dis-
23 semination, evaluation, capacity-building, data col-
24 lection, training, and technical assistance activities
25 that support State and local efforts to implement

1 successfully services and activities that are funded
2 under this Act, as well as to implement State and
3 local career preparation activities that are supported
4 with their own resources.

5 “(c) DECLARATION OF PURPOSE.—The purpose of
6 this Act is to assist all students, through a performance
7 partnership with States and localities, to acquire the
8 knowledge and skills they need to meet challenging State
9 academic standards and industry-based skill standards
10 and to prepare for postsecondary education, further learn-
11 ing, and a wide range of opportunities in high-skill, high-
12 wage careers. This purpose shall be pursued through sup-
13 port for State and local efforts that—

14 “(1) build on the efforts of States and localities
15 under the School-to-Work Opportunities Act, as well
16 as the Goals 2000: Educate America Act and other
17 legislation;

18 “(2) integrate reforms of vocational education
19 with overall State reforms of academic preparation
20 in schools;

21 “(3) promote, in particular, the development of
22 activities and services that integrate academic and
23 occupational instruction, link secondary and post-
24 secondary education, link school-based and work-
25 based learning, coordinate efforts for in-school and

1 out-of-school youth, and enable students to complete
2 career majors in broad occupational clusters;

3 “(4) increase State and local flexibility in pro-
4 viding services and activities designed to develop, im-
5 plement, and improve school-to-work opportunities
6 systems, as well as integrating these services and ac-
7 tivities with services and activities supported with
8 other Federal, State, and local funds, such as those
9 under the Job Training Partnership Act, in ex-
10 change for clear accountability for results;

11 “(5) provide all students, including students
12 who are members of special populations, with the op-
13 portunity to participate in the full range of career
14 preparation services and activities; and

15 “(6) benefit from national research, develop-
16 ment, demonstration, dissemination, evaluation, ca-
17 pacity-building, data collection, training, and tech-
18 nical assistance activities supporting the develop-
19 ment, implementation, and improvement of school-
20 to-work opportunities systems.

21 “AUTHORIZATION OF APPROPRIATIONS

22 “SEC. 3. (a) STATE AND LOCAL ACTIVITIES.—There
23 are authorized to be appropriated to carry out title I, sec-
24 tion 201, section 206(a), and section 206(d) of this Act
25 \$1,141,088,000 for the fiscal year 1996 and such sums

1 as may be necessary for each of the fiscal years 1997
2 through 2005.

3 “(b) NATIONAL ACTIVITIES.—There are authorized
4 to be appropriated to carry out title II, except sections
5 201, 206(a), and 206(d) of this Act, \$37,000,000 for the
6 fiscal year 1996 and such sums as may be necessary for
7 each of the fiscal years 1997 through 2005.

8 “TITLE I—PREPARING STUDENTS FOR
9 CAREERS

10 “PART A—IMPROVING STATE AND LOCAL PROGRAMS

11 “PRIORITIES

12 “SEC. 101. In order to prepare students for a wide
13 range of opportunities in high-skill, high-wage careers,
14 funds under this title shall be used to support the develop-
15 ment, implementation, and improvement of school-to-work
16 opportunities systems in secondary and postsecondary
17 schools, as set forth in title I of the School-to-Work Op-
18 portunities Act of 1994. States and local recipients shall
19 give priority to services and activities designed to—

- 20 “(1) ensure that all students, including stu-
21 dents who are members of special populations, have
22 the opportunity to achieve to challenging State aca-
23 demic standards and industry-based skill standards;
- 24 “(2) promote the integration of academic and
25 vocational education;

1 “(3) support career majors in broad occupa-
2 tional clusters or industry sectors;

3 “(4) effectively link secondary and postsecond-
4 ary education;

5 “(5) provide students, to the extent possible,
6 with strong experience in, and understanding of, all
7 aspects of the industry they are preparing to enter;

8 “(6) combine school-based and work-based in-
9 struction, including instruction in general workplace
10 competencies;

11 “(7) provide school-site and workplace
12 mentoring; and

13 “(8) provide career guidance and counseling for
14 students at the earliest possible age, including the
15 provision of career awareness, exploration, and guid-
16 ance information to students and their parents that
17 is, to the extent possible, in a language and form
18 that the students and their parents understand.

19 “STATE LEADERSHIP ACTIVITIES

20 “SEC. 102. Each State that receives a grant under
21 this title shall, from amounts reserved for State leadership
22 activities under section 112(c), conduct services and activi-
23 ties that further the development, implementation, and im-
24 provement of its statewide school-to-work opportunities
25 system and that are integrated, to the maximum extent
26 possible, with broader educational reforms underway in

1 the State as well as activities the State carries out under
2 the Goals 2000: Educate America Act, the School-to-Work
3 Opportunities Act of 1994, title II of the Job Training
4 Partnership Act, and the Elementary and Secondary Edu-
5 cation Act of 1965, including such activities as—

6 “(1) providing comprehensive professional de-
7 velopment for vocational teachers, academic teach-
8 ers, and career guidance personnel that—

9 “(A) will help such teachers and personnel
10 to meet the goals established by the State
11 under section 108; and

12 “(B) reflects the State’s assessment of its
13 needs for professional development, as deter-
14 mined under section 2205(b)(2)(C) the Elemen-
15 tary and Secondary Education Act of 1965, and
16 is integrated with the professional development
17 activities that the State carries out under title
18 II of that Act;

19 “(2) developing and disseminating curricula
20 that are aligned, as appropriate, with challenging
21 State academic standards and industry-based skill
22 standards;

23 “(3) monitoring and evaluating the quality of,
24 and improvement in, services and activities con-
25 ducted with assistance under this Act;

1 “(4) promoting equity in secondary and post-
2 secondary education and, to the maximum extent
3 possible, ensuring opportunities for all students, in-
4 cluding students who are members of special popu-
5 lations, as well as single parents and single, preg-
6 nant women, to participate in education activities
7 that are free from sexual and other harassment and
8 that lead to high-skill, high-wage careers;

9 “(5) improving career guidance and counseling
10 for students, including use of one-stop career cen-
11 ters;

12 “(6) expanding and improving the use of edu-
13 cational technology;

14 “(7) supporting partnerships of local edu-
15 cational agencies, institutions of higher education,
16 and, as appropriate, other entities, such as employ-
17 ers, labor organizations, and community-based orga-
18 nizations, to provide models, such as youth develop-
19 ment partnerships as described in section 202(a)(3)
20 and tech-prep education, for enabling all students,
21 including students who are members of special popu-
22 lations, to achieve to challenging State academic
23 standards and industry-based skill standards;

1 “(8) promoting the dissemination and use of oc-
2 cupational information, including use of one-stop ca-
3 reer centers;

4 “(9) providing financial incentives or awards to
5 one or more local recipients in recognition of exem-
6 plary quality or innovation in education services and
7 activities, or exemplary services and activities for
8 students who are members of special populations, as
9 determined by the State through a peer review proc-
10 ess, using performance goals and indicators de-
11 scribed in section 108 or other appropriate criteria;

12 “(10) supporting vocational student organiza-
13 tions, especially with respect to efforts to increase
14 the participation of students who are members of
15 special populations in such organizations;

16 “(11) serving special populations and individ-
17 uals in State institutions, such as State correctional
18 institutions and institutions that serve individuals
19 with disabilities.

20 “LOCAL ACTIVITIES

21 “SEC. 103. (a) GENERAL REQUIREMENTS.—Each
22 local recipient that receives a subgrant under this title
23 shall use funds to—

24 “(1) conduct services and activities that further
25 the development, implementation, and improvement

1 of the school-to-work opportunities system in the
2 State;

3 “(2) provide services and activities that are of
4 sufficient size, scope, and quality to be effective; and

5 “(3) focus assistance under this title on schools
6 or campuses that serve the highest numbers or per-
7 centages of students who are members of special
8 populations.

9 “(b) AUTHORIZED ACTIVITIES.—Each local recipient
10 that receives a subgrant under this title may use funds
11 to—

12 “(1) provide services and activities that promote
13 the priorities described in section 101, such as—

14 “(A) developing curricula, including estab-
15 lishing and expanding career majors;

16 “(B) acquiring and adapting equipment,
17 including instructional aids;

18 “(C) providing professional development
19 activities;

20 “(D) providing services, directly or through
21 community-based organizations, such as cur-
22 riculum modification, equipment modification,
23 classroom modification, supportive personnel,
24 instructional aids and devices, guidance, career
25 information, English language instruction, and

1 child care, to meet the education needs of stu-
2 dents who are members of special populations;

3 “(E) providing tech-prep education services
4 and activities;

5 “(F) carrying out activities that ensure ac-
6 tive and continued involvement of business and
7 labor in the development, implementation, and
8 improvement of a school-to-work opportunities
9 system in the State;

10 “(G) matching students with the work-
11 based learning opportunities of employers; and

12 “(H) providing assistance to students who
13 have participated in services and activities
14 under this Act in finding an appropriate job
15 and continuing their education and training;
16 and

17 “(2) carry out other services and activities that
18 meet the purpose of this Act.

19 “(c) EVALUATION ACTIVITIES.—In order to improve
20 educational practices and performance of all students, in-
21 cluding students who are members of special populations,
22 each local recipient that receives a subgrant under this
23 title may use such funds to carry out the evaluation under
24 section 109(a)(1) or 109(a)(2).

1 “(d) EQUIPMENT.—Equipment acquired or adapted
2 with funds under this title may be used for other instruc-
3 tional purposes when not being used to carry out this title
4 if such acquisition or adaptation was reasonable and nec-
5 essary for providing services or activities under this title
6 and such other use is incidental to, does not interfere with,
7 and does not add to the cost of, the use of such equipment
8 under this title.

9 “COMBINATION OF FUNDS

10 “SEC. 104. (a) IN GENERAL.—In order to develop,
11 implement, and improve school-to-work opportunities sys-
12 tems, States and local recipients that are assisted under
13 this Act may combine funds from programs listed in sub-
14 section (e) in accordance with subsections (b) through (d).

15 “(b) STATE LEADERSHIP ACTIVITIES.—A State may
16 combine funds authorized under section 112(c) with funds
17 available for State leadership activities under one or more
18 of the programs listed in subsection (e) in order to carry
19 out State leadership activities that are authorized under
20 this title as well as under such other program or pro-
21 grams.

22 “(c) LOCAL ACTIVITIES.—A local recipient may com-
23 bine funds authorized under section 112(a) with funds
24 available for services and activities related to the develop-
25 ment, implementation, or improvement of school-to-work
26 opportunities systems in one or more of the programs list-

1 ed in subsection (e) in order to provide services and activi-
2 ties that are authorized under this title as well as under
3 such other program or programs.

4 “(d) ADMINISTRATION.—Nothing in this section shall
5 be construed to—

6 “(1) require a State or local recipient under
7 this Act to maintain separate records tracing any
8 services or activities conducted with funds combined
9 under this section to the individual program or pro-
10 grams listed in subsection (e) under which funds
11 were authorized; or

12 “(2) waive or amend any requirement of the
13 programs listed in subsection (e), except as author-
14 ized in section 301.

15 “(e) INCLUDED PROGRAMS.—Funds may be com-
16 bined for programs, services, or activities authorized
17 under—

18 “(1) this Act;

19 “(2) the School-to-Work Opportunities Act of
20 1994;

21 “(3) the Goals 2000: Educate America Act;

22 “(4) the Elementary and Secondary Education
23 Act of 1965; and

24 “(5) the Job Training Partnership Act.

1 “STATE PLANS

2 “SEC. 105. (a) STATE PLAN.—Any State desiring to
3 receive a grant under section 111(f) for any fiscal year
4 shall submit to, or have on file with, the Secretary a five-
5 year State plan in accordance with this section. The State
6 may submit its State plan as part of a comprehensive plan
7 that may include State plan provisions under the Goals
8 2000: Educate America Act, the School-to-Work Opportu-
9 nities Act of 1994, section 14302 of the Elementary and
10 Secondary Education Act of 1965, the Job Training Part-
11 nership Act, and any other Federal education and training
12 program. If the State has an approved State plan under
13 section 213(d) of the School-to-Work Opportunities Act
14 of 1994, it shall base its plan under this section on that
15 plan. If the State does not have an approved plan under
16 section 213(d) of the School-to-Work Opportunities Act
17 of 1994, it shall base its plan under this section on an
18 objective assessment of its progress in developing, imple-
19 menting, and improving its school-to-work opportunities
20 system and in meeting the priorities described in section
21 101.

22 “(b) APPROVALS.—(1) Notwithstanding the designa-
23 tion of the responsible agency or agencies under section
24 112, the agencies that shall approve the State plan under
25 subsection (a) are—

1 “(A) the State educational agency; and

2 “(B) each of the State agencies responsible for
3 higher education (including community colleges) that
4 the State chooses.

5 “(2) The Secretary shall approve a State plan under
6 subsection (a) if the plan meets the requirements of this
7 section and is of sufficient quality to meet the purpose
8 of this Act. The Secretary shall establish a peer review
9 process to make recommendations regarding approval of
10 the State plan and revisions to the plan. The Secretary
11 shall not finally disapprove a State plan before giving the
12 State reasonable notice and an opportunity for a hearing.

13 “(c) CONSULTATION.—(1) In developing and imple-
14 menting its plan under subsection (a), and any revisions
15 under subsection (f), the State shall consult widely with
16 individuals, employers, and organizations in the State that
17 have an interest in education and training, such as those
18 described in section 213(d)(5) of the School-to-Work Op-
19 portunities Act of 1994, and individuals, employers, and
20 organizations that have an interest in education and train-
21 ing for students who are members of special populations.

22 “(2) The State educational agency shall submit the
23 State plan under this section, and any revisions to the
24 State plan under subsection (f), to the Governor for review
25 and comment and shall ensure that any comments the

1 Governor may have are included with the State plan or
2 revision when the State plan or revision is submitted to
3 the Secretary.

4 “(d) CONTENTS.—(1) Each State plan under sub-
5 section (a) shall describe how the State will use funds
6 under this title to—

7 “(A) develop, implement, or improve the state-
8 wide school-to-work opportunities system and ad-
9 dress the priorities described in section 101;

10 “(B) ensure that all students, including stu-
11 dents who are members of special populations, have
12 the opportunity to achieve to challenging State aca-
13 demic standards and industry-based skill standards
14 and will be prepared for postsecondary education,
15 further learning, and entrance into high-skill, high-
16 wage careers;

17 “(C) establish performance goals and indicators
18 described in section 108;

19 “(D) further the State’s approved State plan
20 under section 213(d) of the School-to-Work Oppor-
21 tunities Act of 1994 or address the needs identified
22 in the State’s objective assessment of its progress in
23 developing, implementing, and improving its school-
24 to-work opportunities system; and

1 “(E) carry out State leadership activities under
2 section 102.

3 “(2) Each State plan under subsection (a) shall also
4 describe how the State will integrate its services and ac-
5 tivities under this title with broad educational reforms in
6 the State, including those under the Goals 2000: Educate
7 America Act and the School-to-Work Opportunities Act of
8 1994, as well as related services and activities under the
9 Elementary and Secondary Education Act of 1965, the
10 Job Training Partnership Act, and relevant employment,
11 training, and welfare programs carried out in the State.

12 “(e) ASSURANCES.—Each State plan under sub-
13 section (a) shall contain assurances that the State will—

14 “(1) comply with the requirements of this Act
15 and the provisions of the State plan; and

16 “(2) provide for the fiscal control and fund ac-
17 counting procedures that may be necessary to ensure
18 the proper disbursement of, and accounting for,
19 funds paid to the State under this Act.

20 “(f) REVISIONS.—When changes in conditions or
21 other factors require substantial revision to an approved
22 State plan under subsection (a), the State shall submit
23 revisions to the State plan to the Secretary. State plan
24 revisions shall be approved by the State educational agen-
25 cy and each of the State agencies responsible for higher

1 education (including community colleges) that approved
2 the State plan.

3 “STATE ADMINISTRATION

4 “SEC. 106. (a) RESPONSIBLE AGENCY OR AGEN-
5 CIES.—Any State desiring to receive a grant under section
6 111(f) shall, consistent with State law, designate an edu-
7 cational agency or agencies that shall be responsible for
8 the administration of services and activities under this
9 Act, including—

10 “(1) the development, submission, and imple-
11 mentation of the State plan;

12 “(2) the efficient and effective performance of
13 the State’s duties under the Act; and

14 “(3) consultation with other appropriate agen-
15 cies, groups, and individuals that are involved in the
16 development and implementation of services and ac-
17 tivities assisted under this Act, such as business, in-
18 dustry, parents, students, teachers, labor organiza-
19 tions, community-based organizations, State and
20 local elected officials, and local program administra-
21 tors.

22 “(b) SPECIAL ACTIVITIES.—Any State that receives
23 a grant under section 111(f) shall—

24 “(1) gather and disseminate data on the effec-
25 tiveness of services and activities related to the
26 State’s school-to-work opportunities system in meet-

1 ing the educational and employment needs of women
2 and students who are members of special popu-
3 lations;

4 “(2) review proposed actions on applications,
5 grants, contracts, and policies of the State to help
6 to ensure that the needs of women and students who
7 are members of special populations are addressed in
8 the administration of this title;

9 “(3) recommend outreach and other activities
10 that inform women and students who are members
11 of special populations about their education and em-
12 ployment opportunities;

13 “(4) advise local educational agencies, post-
14 secondary educational institutions, and other inter-
15 ested parties in the State on expanding career prep-
16 aration opportunities for women and students who
17 are members of special populations and helping to
18 ensure that the needs of men and women in training
19 for nontraditional jobs are met; and

20 “(5) work to eliminate bias and stereotyping in
21 education at the secondary and postsecondary levels.

22 “LOCAL APPLICATIONS

23 “SEC. 107. (a) ELIGIBILITY.—Schools and other in-
24 stitutions or agencies eligible to apply, individually or as
25 consortia, to a State for a subgrant under this title are—

26 “(1) local educational agencies;

1 “(2) area vocational education schools that pro-
2 vide education at the postsecondary level;

3 “(3) institutions of higher education; and

4 “(4) postsecondary educational institutions con-
5 trolled by the Bureau of Indian Affairs or operated
6 by or on behalf of any Indian tribe that is eligible
7 to contract with the Secretary of the Interior for the
8 administration of programs under the Indian Self-
9 Determination Act or the Act of April 16, 1934.

10 “(b) APPLICATION REQUIREMENTS.—Any applicant
11 that is eligible under subsection (a) and that desires to
12 receive a subgrant under this title shall, according to re-
13 quirements established by the State, submit an application
14 to the agency or agencies designated under section 106.
15 In addition to including such information as the State may
16 require and identifying the results the applicant seeks to
17 achieve, each application shall also describe how the appli-
18 cant will use funds under this title to—

19 “(1) develop, improve, or implement a school-to-
20 work opportunities system in secondary and post-
21 secondary schools and address the priorities de-
22 scribed in section 101, in accordance with section
23 103;

1 “(2) evaluate progress toward the results it
2 seeks to achieve, consistent with the performance
3 goals and indicators established under section 108;

4 “(3) coordinate its services and activities with
5 related services and activities offered by community-
6 based organizations, employers, and labor organiza-
7 tions, and, to the extent possible, integrate its serv-
8 ices and activities under this title with broad edu-
9 cational reforms in the State, including those under
10 the Goals 2000: Educate America Act and the
11 School-to-Work Opportunities Act of 1994, as well
12 as related services and activities under the Elemen-
13 tary and Secondary Education Act of 1965, the Job
14 Training Partnership Act, and relevant employment,
15 training, and welfare programs carried out in the
16 State; and

17 “(4) consult with students, their parents, and
18 other interested individuals or groups, in developing
19 their services and activities.

20 “PERFORMANCE GOALS AND INDICATORS

21 “SEC. 108. (a) IN GENERAL.—(1) Any State desiring
22 to receive a grant under section 111(f) shall—

23 “(A) establish performance goals to define the
24 level of performance to be achieved by students
25 served under this title and to evaluate the quality

1 and effectiveness of services and activities under this
2 title;

3 “(B) express such goals in an objective, quan-
4 tifiable, and measurable form;

5 “(C) establish performance indicators that the
6 State and local recipients will use in measuring or
7 assessing progress toward achieving such goals; and

8 “(D) provide biennial reports to the public and
9 to the Secretary, in accordance with section 109(c),
10 on the State’s progress in achieving its goals, includ-
11 ing information on the progress of students who are
12 members of special populations.

13 “(2) Any State may also use amounts it receives for
14 State leadership activities under section 112(c) to evaluate
15 its entire school-to-work opportunities system in secondary
16 and postsecondary schools and to carry out activities
17 under paragraph (1)(D).

18 “(b) PERFORMANCE INDICATORS.—The Secretary
19 shall, in collaboration with the Secretary of Labor, work
20 with States to ensure that their performance goals under
21 this section are consistent with challenging State academic
22 standards and industry-based skill standards and their
23 State goals established under the School-to-Work Oppor-
24 tunities Act of 1994 and title II of the Job Training Part-
25 nership Act. Performance goals established under para-

1 graph (1)(A) of subsection (a) shall be in accord with the
2 national education goals and with the purpose of this Act.
3 Performance indicators established under paragraph
4 (1)(C) of subsection (a) shall include at least—

5 “(1) achievement to challenging State academic
6 standards, such as those established under Goals
7 2000: Educate America Act, and industry-based skill
8 standards;

9 “(2) receipt of a high school diploma, skills cer-
10 tificate, and postsecondary certificate or degree; and

11 “(3) job placement, retention, and earnings,
12 particularly in the career major of the student.

13 “(c) TRANSITION.—Before it establishes performance
14 goals and indicators under subsection (a), each State re-
15 ceiving funds under this title shall use the system of stand-
16 ards and measures developed under section 115 of the
17 Carl D. Perkins Vocational and Applied Technology Edu-
18 cation Act as in effect prior to the enactment of this Act.
19 A State shall use its performance goals and indicators es-
20 tablished under subsection (a) not later than July 1, 1997.

21 “(d) TECHNICAL ASSISTANCE.—The Secretary shall
22 provide technical assistance to the States regarding the
23 development of the State’s performance goals and indica-
24 tors under subsection (a). Notwithstanding any other pro-
25 vision of law, the Secretary may use funds appropriated

1 for title II to provide technical assistance under this
2 section.

3 “EVALUATION, IMPROVEMENT, AND ACCOUNTABILITY

4 “SEC. 109. (a) LOCAL EVALUATION.—(1) Each local
5 recipient of a subgrant under this title shall biennially
6 evaluate, using performance goals and indicators described
7 in section 108, and report to the State regarding, its use
8 of funds under this title to develop, implement, or improve
9 a school-to-work opportunities system at the local level
10 and the effectiveness of its services and activities sup-
11 ported under this title in achieving the priorities described
12 in section 101, including the progress of students who are
13 members of special populations.

14 “(2) Such local recipients may evaluate portions of
15 its school-to-work opportunities system that are not sup-
16 ported with funds under this title, including its entire sys-
17 tem. If such recipient does so, it need not evaluate sepa-
18 rately that portion of its school-to-work opportunities sys-
19 tem supported with funds under this title.

20 “(b) IMPROVEMENT ACTIVITIES.—If a State deter-
21 mines, based on the local evaluation under subsection (a)
22 and applicable performance goals and indicators estab-
23 lished under section 108, that a local recipient is not mak-
24 ing substantial progress in achieving the purpose of this
25 Act in accordance with the priorities described in section
26 101, the State shall work jointly with the local recipient

1 to develop a plan, in consultation with teachers, parents,
2 and students, for improvement for succeeding school
3 years. If, after three years of implementation of the im-
4 provement plan, the State determines that the local recipi-
5 ent is not making sufficient progress, the State shall take
6 whatever corrective action it deems necessary, consistent
7 with State law. The State shall take corrective action only
8 after it has provided technical assistance to the recipient
9 and shall ensure that any corrective action it takes allows
10 for continued career preparation education services and
11 activities for the recipient's students.

12 “(c) STATE REPORT.—The State shall, once every
13 two years on a schedule determined by the Secretary, re-
14 port to the Secretary on the quality and effectiveness of
15 its services and activities provided through its grant under
16 title I, based on the performance goals and indicators es-
17 tablished under section 108.

18 “(d) TECHNICAL ASSISTANCE.—If the Secretary de-
19 termines that the State is not properly implementing its
20 responsibilities under subsection (b), or is not making sub-
21 stantial progress in meeting the purpose of this Act or
22 carrying out services and activities that are in accord with
23 the priorities described in section 101, based on the per-
24 formance goals and indicators established under section

1 108, the Secretary shall work with the State to implement
2 improvement activities.

3 “(e) WITHHOLDING OF FEDERAL FUNDS.—If, after
4 a reasonable time, but not earlier than one year after im-
5 plementation of the improvement activities described in
6 subsection (d), the Secretary determines that the State is
7 not making sufficient progress, based on the performance
8 goals and indicators established under section 108, the
9 Secretary shall, after notice and opportunity for a hearing,
10 withhold from the State all, or a portion, of the State’s
11 allotment under this title. The Secretary may use funds
12 withheld under the preceding sentence to provide, through
13 alternative arrangements, services and activities within the
14 State that meet the purpose of this Act and are in accord
15 with the priorities described in section 101.

16 “PART B—ALLOCATING STATE AND LOCAL RESOURCES
17 “ALLOTMENTS

18 “SEC. 111. (a) AWARDS FOR EXCELLENCE.—In each
19 fiscal year after the fiscal year 1998, from the amount
20 made available under section 3(a) for title I, the Secretary
21 may reserve not more than 10 percent for carrying out
22 section 201.

23 “(b) ALLOTMENT FOR INDIANS AND NATIVE HAWAI-
24 IANS.—In each fiscal year, from the amount made avail-

1 able under section 3(a) for title I, the Secretary shall re-
2 serve 1.50 percent of which—

3 “(1) 1.25 percent shall be for carrying out sec-
4 tion 206(a); and

5 “(2) 0.25 percent shall be for carrying out sec-
6 tion 206(d).

7 “(c) ALLOTMENT TO STATES.—(1) Subject to para-
8 graph (2), from the remainder of the sum available for
9 title I, the Secretary shall allot to each State for each fis-
10 cal year—

11 “(A) an amount that bears the same ratio to 50
12 percent of the sum being allotted as the product of
13 the population aged 15 to 19, inclusive, in the State
14 in the fiscal year preceding the fiscal year for which
15 the determination is made and the State’s allotment
16 ratio bears to the sum of the corresponding products
17 for all the States; and

18 “(B) an amount that bears the same ratio to 50
19 percent of the sum being allotted as the product of
20 the population aged 20 to 24, inclusive, in the State
21 in the fiscal year preceding the fiscal year for which
22 the determination is made and the State’s allotment
23 ratio bears to the sum of the corresponding products
24 for all the States.

1 “(2)(A) Notwithstanding any other provision of law
2 and subject to subparagraph (B), for any fiscal year
3 through the fiscal year 1998 no State shall receive for
4 services and activities authorized by title I of this Act less
5 than 90 percent of the sum of the payments made to the
6 State for the fiscal year 1995 for programs authorized by
7 title II and parts A, B, and E of title III of the Carl D.
8 Perkins Vocational and Applied Technology Education
9 Act.

10 “(B) If for any fiscal year the amount appropriated
11 for services and activities authorized by title I and avail-
12 able for allotment under this section is insufficient to sat-
13 isfy the provisions of subparagraph (A), the Secretary
14 shall ratably reduce the payments to all States for such
15 services and activities as necessary.

16 “(C) Notwithstanding any other provision of law, the
17 allotment for this title for each of American Samoa,
18 Guam, the Northern Mariana Islands, and the Virgin Is-
19 lands shall not be less than \$200,000.

20 “(d) ALLOTMENT RATIO.—The allotment ratio of
21 any State shall be 1.00 less the product of—

22 “(1) 0.50; and

23 “(2) the quotient obtained by dividing the per
24 capita income for the State by the per capita income
25 for all the States (exclusive of American Samoa,

1 Guam, Puerto Rico, the Northern Mariana Islands,
2 and the Virgin Islands), except that—

3 “(A) the allotment ratio shall in no case be
4 more than 0.60 or less than 0.40; and

5 “(B) the allotment ratio for American
6 Samoa, Guam, Puerto Rico, the Northern Mari-
7 ana Islands, and the Virgin Islands shall be
8 0.60.

9 “(e) REALLOTMENT.—If the Secretary determines
10 that any amount of any State’s allotment under subsection
11 (c) for any fiscal year will not be required for carrying
12 out the services and activities for which such amount has
13 been allotted, the Secretary shall make such amount avail-
14 able for reallocation to one or more other States. Any
15 amount reallocated to a State under this subsection shall
16 be deemed to be part of its allotment for the fiscal year
17 in which it is obligated.

18 “(f) STATE GRANTS.—From the State’s allotment
19 under subsection (c), the Secretary shall make a grant for
20 each fiscal year to each State that has an approved State
21 plan under section 105.

22 “(g) DEFINITIONS AND DETERMINATIONS.—For
23 purposes of this section—

24 “(1) allotment ratios shall be computed on the
25 basis of the average of the appropriate per capita in-

1 comes for the three most recent consecutive fiscal
2 years for which satisfactory data are available;

3 “(2) the term ‘per capita income’ means, with
4 respect to a fiscal year, the total personal income in
5 the calendar year ending in such year, divided by the
6 population of the area concerned in such year; and

7 “(3) population shall be determined by the Sec-
8 retary on the basis of the latest estimates available
9 to the Department that are satisfactory to the Sec-
10 retary.

11 “WITHIN-STATE ALLOCATION

12 “SEC. 112. (a) IN GENERAL.—(1) For each of the
13 fiscal years 1996 and 1997, the State shall award as
14 subgrants to local recipients at least 80 percent of its
15 grant under section 111(f) for that fiscal year.

16 “(2) For each of the fiscal years 1998 through 2005,
17 the State shall award as subgrants to local recipients at
18 least 85 percent of its grant under section 111(f) for that
19 fiscal year.

20 “(b) STATE ADMINISTRATION.—(1) The State may
21 use an amount not to exceed 5 percent of its grant under
22 section 111(f) for each fiscal year for administering its
23 State plan, including developing the plan, reviewing local
24 applications, supporting activities to ensure the active par-
25 ticipation of interested individuals and organizations, and
26 ensuring compliance with all applicable Federal laws.

1 “(2) Each State shall match, from non-Federal
2 sources and on a dollar-for-dollar basis, the funds used
3 for State administration under paragraph (1).

4 “(c) STATE LEADERSHIP.—The State shall use the
5 remainder of its grant under section 111(f) for each fiscal
6 year for State leadership activities described in section
7 102.

8 “DISTRIBUTION OF FUNDS

9 “SEC. 113. (a) DISTRIBUTION OF FUNDS AT THE
10 SECONDARY LEVEL.—(1) Except as provided in sub-
11 sections (c), (d), and (e), each State shall, each fiscal year,
12 distribute to local educational agencies, or consortia of
13 such agencies, within the State funds under this title avail-
14 able for secondary school education services and activities
15 that are conducted in accordance with the priorities de-
16 scribed in section 101. Each local educational agency or
17 consortium shall be allocated an amount that bears the
18 same relationship to the amount available as that local
19 educational agency or consortium was allocated under sub-
20 part 2 of part A of title I of the Elementary and Second-
21 ary Education Act of 1965 in the preceding fiscal year
22 bears to the total amount received under such subpart by
23 all the local educational agencies in the State in such fiscal
24 year.

25 “(2) In applying the provisions of paragraph (1), the
26 State shall—

1 “(A) distribute those funds that, based on the
2 distribution formula under paragraph (1), would
3 have gone to a local educational agency serving only
4 elementary schools, to the local educational agency
5 that provides secondary school services to secondary
6 school students in the same attendance area;

7 “(B) distribute to a local educational agency
8 that has jurisdiction over secondary schools, but not
9 elementary schools, funds based on the number of
10 students that entered such secondary schools in the
11 previous year from the elementary schools involved;
12 and

13 “(C) distribute funds to an area vocational edu-
14 cation school in any case in which—

15 “(i) the area vocational education school
16 and the local educational agency or agencies
17 concerned have an agreement to use such funds
18 to provide services and activities in accordance
19 with the priorities described in section 101; and

20 “(ii) the area vocational education school
21 serves an equal or greater proportion of stu-
22 dents with disabilities or economically disadvan-
23 taged students than the proportion of these stu-
24 dents under the jurisdiction of the local edu-

1 cational agencies sending students to the area
2 vocational education school.

3 “(b) DISTRIBUTION OF FUNDS AT THE POST-
4 SECONDARY LEVEL.—(1) Except as provided in sub-
5 sections (c), (d), and (e), each State shall, each fiscal year,
6 distribute to eligible institutions, or consortia of such insti-
7 tutions, within the State funds under this title available
8 for postsecondary school education services and activities
9 that are conducted in accordance with the priorities de-
10 scribed in section 101. Each such eligible institution or
11 consortium shall be allocated an amount that bears the
12 same relationship to the amount of funds available as the
13 number of Pell Grant recipients and recipients of assist-
14 ance from the Bureau of Indian Affairs enrolled by such
15 institution or consortium in the preceding fiscal year bears
16 to the number of such recipients enrolled in such programs
17 within the State in such fiscal year.

18 “(2) For the purposes of this section—

19 “(A) the term ‘eligible institution’ means—

20 “(i) an institution of higher education;

21 “(ii) a local educational agency providing
22 education at the postsecondary level;

23 “(iii) an area vocational education school
24 providing education at the postsecondary level;
25 and

1 “(iv) a postsecondary educational institu-
 2 tion controlled by the Bureau of Indian Affairs
 3 or operated by or on behalf of any Indian tribe
 4 that is eligible to contract with the Secretary of
 5 the Interior for the administration of programs
 6 under the Indian Self-Determination Act or the
 7 Act of April 16, 1934; and

8 “(B) the term ‘Pell Grant recipient’ means a
 9 recipient of financial aid under subpart 1 of part A
 10 of title IV of the Higher Education Act of 1965.

11 “(c) ALTERNATIVE DISTRIBUTION FORMULA.—The
 12 State may distribute funds under subsection (a) or (b)
 13 using an alternative formula if the State demonstrates to
 14 the Secretary’s satisfaction that such alternative formula
 15 better meets the purpose of this Act, is in accord with
 16 the priorities described in section 101, and that—

17 “(1) in the case of funds distributed to second-
 18 ary schools—

19 “(A) the formula described in subsection
 20 (a) does not result in a distribution of funds to
 21 the local educational agencies or consortia that
 22 serve secondary school students with the great-
 23 est need for services and activities under this
 24 title, including students who are members of
 25 special populations; and

1 “(B) the alternative formula would better
2 serve the needs of these students; and

3 “(2) in the case of funds distributed to post-
4 secondary schools—

5 “(A) the formula described in subsection
6 (b) does not result in a distribution of funds to
7 the eligible institutions or consortia that have
8 the highest numbers or percentages of economi-
9 cally disadvantaged students, as described in
10 subsection (g); and

11 “(B) the alternative formula would result
12 in such a distribution.

13 “(d) MINIMUM SUBGRANT AMOUNTS.—(1)(A) Ex-
14 cept as provided in subparagraph (B), no local educational
15 agency shall be eligible for a subgrant under this title un-
16 less the amount allocated to that agency under subsection
17 (a) or (c) equals or exceeds \$15,000.

18 “(B) The State may waive the requirement in sub-
19 paragraph (A) in any case in which the local educational
20 agency—

21 “(i) enters into a consortium with one or more
22 other local educational agencies to provide services
23 and activities conducted in accordance with the pri-
24 orities described in section 101 and the aggregate

1 amount allocated and awarded to the consortium
2 equals or exceeds \$15,000; or

3 “(ii) is located in a rural, sparsely-populated
4 area and demonstrates that the agency is unable to
5 enter into a consortium for the purpose of providing
6 services and activities conducted in accordance with
7 the priorities described in section 101.

8 “(2)(A) Except as provided in subparagraph (B), no
9 eligible institution shall be eligible for a subgrant under
10 this title unless the amount allocated to that institution
11 under subsection (b) or (c) equals or exceeds \$50,000.

12 “(B) The State may waive the requirement in sub-
13 paragraph (A) in any case in which the eligible institu-
14 tion—

15 “(i) enters into a consortium with one or more
16 other eligible institutions to provide services and ac-
17 tivities conducted in accordance with the priorities
18 described in section 101 and the aggregate amount
19 allocated and awarded to the consortium equals or
20 exceeds \$50,000; or

21 “(ii) is a tribally controlled community college.

22 “(e) SECONDARY-POSTSECONDARY CONSORTIA.—
23 The State may distribute funds available in any fiscal year
24 for secondary and postsecondary schools, as applicable, to
25 one or more local educational agencies and one or more

1 eligible institutions that enter into a consortium in any
2 case in which—

3 “(1) the consortium has been formed to provide
4 services and activities conducted in accordance with
5 the priorities described in section 101; and

6 “(2) the aggregate amount allocated and
7 awarded to the consortium under subsections (a),
8 (b), and (c) equal or exceeds \$50,000.

9 “(f) REALLOCATIONS.—The State shall reallocate to
10 one or more local educational agencies, eligible institu-
11 tions, and consortia any amounts that are allocated in ac-
12 cordance with subsections (a) through (e), but that would
13 not be used by a local educational agency or eligible insti-
14 tution, in a manner the State determines will best serve
15 the purpose of this Act and be in accord with the priorities
16 described in section 101.

17 “(g) ECONOMICALLY DISADVANTAGED STUDENTS.—
18 For the purposes of this section, the State may determine
19 the number of economically disadvantaged students on the
20 basis of—

21 “(1) eligibility for free or reduced-price meals
22 under the National School Lunch Act, the program
23 for aid to dependent children under part A of title
24 IV of the Social Security Act, or benefits under the
25 Food Stamp Act of 1977;

1 “(2) the number of children counted for alloca-
2 tion purposes under title I of the Elementary and
3 Secondary Education Act of 1965; or

4 “(3) any other index of disadvantaged economic
5 status if the State demonstrates to the satisfaction
6 of the Secretary that the index is more representa-
7 tive of the number of low-income students that the
8 indices described in paragraphs (1) and (2).

9 “TITLE II—NATIONAL SUPPORT FOR STATE
10 AND LOCAL REFORMS

11 “AWARDS FOR EXCELLENCE

12 “SEC. 201. The Secretary, may, from the amount re-
13 served under section 111(a) for any fiscal year after the
14 fiscal year 1998, and through a peer review process, make
15 performance awards to one or more States that have—

16 “(1) exceeded in an outstanding manner the
17 performance goals set in section 108;

18 “(2) implemented exemplary school-to-work op-
19 portunities systems in secondary and postsecondary
20 schools in accordance with the priorities described in
21 section 101; or

22 “(3) provided exemplary education services and
23 activities for students who are members of special
24 populations.

1 “NATIONAL ACTIVITIES

2 “SEC. 202. (a) GENERAL AUTHORITY.—(1) In order
3 to carry out the purpose of this Act, the Secretary may,
4 directly or through grants, contracts, or cooperative agree-
5 ments, carry out research, development, dissemination,
6 evaluation, capacity-building, and technical assistance ac-
7 tivities with regard to the services and activities carried
8 out under this Act. The Secretary shall coordinate activi-
9 ties carried out under this section with related activities
10 under the School-to-Work Opportunities Act of 1994, the
11 Goals 2000: Educate America Act, the Job Training Part-
12 nership Act, and the Elementary and Secondary Edu-
13 cation Act of 1965.

14 “(2) Research and development activities carried out
15 under this section may include support for States in their
16 development of performance goals and indicators estab-
17 lished under section 108. The Secretary shall broadly dis-
18 seminate information resulting from research and develop-
19 ment activities carried out under this Act, and shall ensure
20 broad access at the State and local levels to the informa-
21 tion disseminated.

22 “(3) Activities carried out under this section may in-
23 clude support for youth development partnerships that are
24 promoted by the Secretary and the Secretary of Labor,
25 working with other agencies and entities such as the Cor-

1 poration for National and Community Service, and that
2 facilitate innovative arrangements at the State and local
3 level among business, community-based organizations,
4 labor organizations, and educational institutions.

5 “(4) Activities carried out under this section may in-
6 clude support for occupational and career information sys-
7 tems.

8 “(5) The Secretary shall coordinate technical assist-
9 ance activities carried out under this section with related
10 technical assistance activities carried out under the Job
11 Training Partnership Act and title XIII of the Elementary
12 and Secondary Education Act of 1965.

13 “(b) PROFESSIONAL DEVELOPMENT.—(1) The Sec-
14 retary may, directly, or through grants, contracts, or coop-
15 erative agreements, support professional development ac-
16 tivities for educators (including teachers, administrators,
17 and counselors) to help to ensure that all students receive
18 an education that enables them to enter high-skill, high-
19 wage careers. Entities eligible to receive funds under this
20 subsection are institutions of higher education, other pub-
21 lic or private nonprofit organizations or agencies, and con-
22 sortia of such institutions, organizations, or agencies.

23 “(2)(A) Professional development activities supported
24 under this subsection shall—

1 “(i) be tied to challenging State academic
2 standards and industry-based skill standards;

3 “(ii) take into account recent research on teach-
4 ing and learning;

5 “(iii) be of sufficient intensity and duration to
6 have a positive and lasting impact on the educator’s
7 performance;

8 “(iv) include strong substantive and pedagogical
9 components; and

10 “(v) be designed to improve educators’ skills in
11 such areas as integrating academic and vocational
12 instruction, articulating secondary and postsecond-
13 ary education, combining school-based and work-
14 based instruction, and using occupational and career
15 information.

16 “(B) Funds under this subsection may be used for
17 such activities as pre-service and inservice training and
18 support for development of local, regional, and national
19 educator networks that facilitate the exchange of informa-
20 tion relevant to the development of school-to-work oppor-
21 tunities systems.

22 “(3) In supporting activities under this subsection,
23 the Secretary shall give priority to designing and imple-
24 menting new models of professional development for edu-
25 cators, and preparing educators to use innovative forms

1 of instruction, such as worksite learning and the integra-
2 tion of academic and occupational instruction. The Sec-
3 retary shall coordinate the professional development activi-
4 ties carried out under this subsection with related activi-
5 ties carried out under the Job Training Partnership Act
6 and title II of the Elementary and Secondary Education
7 Act of 1965, as well as with other related professional de-
8 velopment activities supported by the Department.

9 “NATIONAL ASSESSMENT

10 “SEC. 203. (a) GENERAL AUTHORITY.—(1) The Sec-
11 retary shall conduct a national assessment of services and
12 activities assisted under this Act, through independent
13 studies and analyses, including, when appropriate, studies
14 based on data from longitudinal surveys, that are con-
15 ducted through one or more competitive awards.

16 “(2) The Secretary shall appoint an independent ad-
17 visory panel, consisting of administrators, educators, re-
18 searchers, and representatives of business, industry, labor,
19 and other relevant groups, as well as representatives of
20 Governors and other State and local officials, to advise
21 the Secretary on the implementation of such assessment,
22 including the issues to be addressed, the methodology of
23 the studies, and the findings and recommendations. The
24 panel, at its discretion, may submit to the Congress an
25 independent analysis of the findings and recommendations
26 of the assessment.

1 “(b) CONTENTS.—The assessment required under
2 subsection (a) shall examine the extent to which services
3 and activities assisted under this Act have achieved their
4 intended purposes and results, including the extent to
5 which—

6 “(1) State and local services and activities have
7 developed, implemented, or improved systems estab-
8 lished under the School-to-Work Opportunities Act
9 of 1994;

10 “(2) services and activities assisted under this
11 Act succeed in preparing students, including stu-
12 dents who are members of special populations, for
13 postsecondary education, further learning, or entry
14 into high-skill, high-wage careers;

15 “(3) students who participate in services and
16 activities supported under this Act succeed in meet-
17 ing challenging State academic and industry-based
18 skill standards; and

19 “(4) the system improvement, participation,
20 local and State assessment, and accountability provi-
21 sions of this Act, including the performance goals
22 and indicators established under section 108, are ef-
23 fective.

1 “(c) REPORT.—The Secretary shall submit to the
2 Congress an interim report on or before July 1, 2000, and
3 a final report on or before July 1, 2004.

4 “NATIONAL RESEARCH CENTER

5 “SEC. 204. (a) GENERAL AUTHORITY.—(1) The Sec-
6 retary may, through a grant or contract, establish one or
7 more national centers in the areas of applied research, de-
8 velopment, and dissemination. The Secretary shall consult
9 with the Secretary of Labor and with States prior to es-
10 tablishing one or more such centers.

11 “(2) Entities eligible to receive funds under this sec-
12 tion are institutions of higher education, other public or
13 private nonprofit organizations or agencies, and consortia
14 of such institutions, organizations, or agencies.

15 “(3) The national center in existence on the date of
16 the enactment of the Career Preparation Education Re-
17 form Act of 1995 shall continue to receive assistance
18 under this section in accordance with the terms of its cur-
19 rent award.

20 “(b) ACTIVITIES.—(1) The applied research, develop-
21 ment, and dissemination activities carried out by the na-
22 tional center or centers shall include—

23 “(A) activities that assist recipients of funds
24 under this Act to meet the requirements of section
25 103; and

1 “(B) such other activities as the Secretary de-
2 termines to be appropriate to achieve the purpose of
3 this Act.

4 “(2) The center or centers conducting the activities
5 described in paragraph (1) shall annually prepare a sum-
6 mary of key research findings of such center or centers
7 and shall submit copies of the summary to the Secretaries
8 of Education, Labor, and Health and Human Services.
9 The Secretary shall submit that summary to the Commit-
10 tee on Labor and Human Resources of the Senate, and
11 the Committee on Economic and Educational Opportuni-
12 ties of the House of Representatives.

13 “DATA SYSTEMS

14 “SEC. 205. (a) IN GENERAL.—The Secretary shall
15 maintain a data system to collect information about, and
16 report on, the condition of school-to-work opportunities
17 systems and on the effectiveness of State and local services
18 and activities carried out under this Act in order to pro-
19 vide the Secretary and the Congress, as well as Federal,
20 State, local, and tribal agencies, with information relevant
21 to improvement in the quality and effectiveness of career
22 preparation education activities and services. The Sec-
23 retary shall periodically report to the Congress on the Sec-
24 retary’s analysis of performance data collected each year
25 pursuant to this Act.

26 “(b) CONTENTS.—The data system shall—

1 “(1) provide information to evaluate, to the ex-
2 tent feasible, the participation and performance of
3 students, including students who are members of
4 special populations;

5 “(2) include data that are at least nationally
6 representative;

7 “(3) report on career preparation in the context
8 of education reform; and

9 “(4) be based, to the extent feasible, on data
10 from general purpose data systems of the Depart-
11 ment or other Federal agencies, augmented as nec-
12 essary with data from additional surveys focusing on
13 career preparation education.

14 “(c) COORDINATION.—(1) The Secretary shall con-
15 sult with a wide variety of experts in academic and occupa-
16 tional education, including individuals with expertise in
17 the development and implementation of school-to-work op-
18 portunities systems, in the development of data collections
19 and reports under this section.

20 “(2) In maintaining the data system, the Secretary
21 shall—

22 “(A) ensure that the system, to the extent prac-
23 ticable, uses comparable information elements and
24 uniform definitions common to State plans, perform-

1 ance indicators, and State and local assessments;
2 and

3 “(B) cooperate with the Secretaries of Com-
4 merce and Labor to ensure that the data system is
5 compatible with other Federal information systems
6 regarding occupational data, and to the extent fea-
7 sible, allow for international comparisons.

8 “(3) The Secretary and the Secretary of Labor shall
9 jointly define common terms and definitions that all State
10 grantees and local applicants shall use in program admin-
11 istration, data collection and reporting, and evaluation at
12 all levels for programs supported under this Act and the
13 Job Training Partnership Act.

14 “(d) ASSESSMENTS.—(1) As a regular part of its as-
15 sessments, the National Center for Education Statistics
16 shall collect and report information on career preparation
17 at the secondary school level for a nationally representa-
18 tive sample of students, including students who are mem-
19 bers of special populations, which shall allow for fair and
20 accurate assessment and comparison of the educational
21 achievement of students in the areas assessed. Such as-
22 sessment may include international comparisons.

23 “(2) The Commissioner of Education Statistics may
24 authorize a State educational agency, or consortium of
25 such agencies, to use items and data from the National

9 “(C) be used to evaluate the performance of
10 teachers, principals, or other local educators for re-
11 ward or punishment; or

14 “CAREER PREPARATION FOR INDIANS AND NATIVE
15 HAWAIIANS

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1 “(B) Any tribal organization or Bureau-funded
2 school that receives assistance under this subsection
3 shall—

4 “(i) establish performance goals and indicators
5 to define the level of performance to be achieved by
6 students served under this subsection;

7 “(ii) evaluate the quality and effectiveness of
8 services and activities provided under this sub-
9 section; and

10 “(iii) help to ensure that students served under
11 this subsection achieve to challenging academic and
12 skill standards, receive high school diplomas, skill
13 certificates, and postsecondary certificates or de-
14 grees, and enter employment related to their career
15 major.

16 “(2)(A) The Secretary shall make such a grant or
17 cooperative agreement—

18 “(i) upon the request of any Indian tribe that
19 is eligible to contract with the Secretary of the Inte-
20 rior for programs under the Indian Self-Determina-
21 tion Act or the Act of April 16, 1934; or

22 “(ii) upon the application (filed under such con-
23 ditions as the Secretary may require) of any Bu-
24 reau-funded school that offers secondary programs.

1 “(B)(i) A grant or cooperative agreement under this
2 subsection with any tribal organization shall be subject to
3 the terms and conditions of section 102 of the Indian Self-
4 Determination Act, and shall be conducted in accordance
5 with the provisions of sections 4, 5, and 6 of the Act of
6 April 16, 1934 that are relevant to the services and activi-
7 ties administered under this subsection.

8 “(ii) A grant or cooperative agreement under this
9 subsection with any Bureau-funded school shall not be
10 subject to the requirements of the Indian Self-Determina-
11 tion Act or the Act of April 16, 1934.

12 “(C) Any tribal organization or Bureau-funded school
13 eligible to receive assistance under this subsection may
14 apply individually or as part of a consortium with another
15 tribal organization or school.

16 “(D) The Secretary may not place upon such grants
17 or cooperative agreements any restrictions relating to pro-
18 grams or results other than those that apply to grants or
19 cooperative agreements to States under this Act.

20 “(3) Any tribal organization or Bureau-funded school
21 receiving assistance under this subsection may provide sti-
22 pends to students who are undertaking career preparation
23 education and who have acute economic needs that cannot
24 be met through work-study programs.

1 “(4) In making grants or cooperative agreements
2 under this subsection, the Secretary shall give special con-
3 sideration to awards that involve, are coordinated with, or
4 encourage, tribal economic development plans.

5 “(b) ASSISTANCE TO TRIBALLY CONTROLLED POST-
6 SECONDARY VOCATIONAL INSTITUTIONS.—(1) The Sec-
7 retary may make five-year grants to tribally controlled
8 postsecondary vocational institutions to provide basic sup-
9 port for educating Indian students, including support for
10 the operation, maintenance, and capital expenses of such
11 institutions.

12 “(2) To be eligible for assistance under this sub-
13 section, a tribally controlled postsecondary vocational in-
14 stitution shall—

15 “(A) be governed by a board of directors or
16 trustees, a majority of whom are Indians;

17 “(B) demonstrate adherence to stated goals, a
18 philosophy, or a plan of operation that fosters indi-
19 vidual Indian economic self-sufficiency;

20 “(C) have been in operation for at least three
21 years;

22 “(D) hold accreditation with, or be a candidate
23 for accreditation by, a nationally recognized accredi-
24 ting authority for postsecondary vocational education;

1 “(E) offer technical degrees or certificate-grant-
2 ing programs; and

3 “(F) enroll the full-time equivalent of not less
4 than 100 students, of whom a majority are Indians.

5 “(3) The Secretary shall, based on the availability of
6 appropriations, distribute to each tribally controlled voca-
7 tional institution having an approved application an
8 amount based on full-time equivalent Indian students at
9 each such institution.

10 “(c) ACCOUNTABILITY.—The Secretary shall require
11 from each institution assisted under this section such in-
12 formation regarding fiscal control and program quality
13 and effectiveness as is reasonable.

14 “(d) ASSISTANCE TO NATIVE HAWAIIANS.—From
15 the funds reserved under section 111(b)(2) for each fiscal
16 year, the Secretary shall make one or more grants to, or
17 enter into one or more cooperative agreements with, orga-
18 nizations, institutions, or agencies with experience provid-
19 ing educational and related services to Native Hawaiians
20 to develop and provide, for the benefit of Native Hawai-
21 ians, services and activities that are consistent with the
22 purpose of this Act and conducted in accordance with the
23 priorities described in section 101.

24 “(e) DEFINITIONS.—For the purpose of this section:

1 “(1) The term ‘Bureau-funded school’ has the
2 same meaning given ‘Bureau funded school’ in sec-
3 tion 1146(3) of the Education Amendments of 1978
4 (25 U.S.C. 2026(3)).

5 “(2) The term ‘full-time equivalent Indian stu-
6 dents’ means the sum of the number of Indian stu-
7 dents enrolled full time at an institution, plus the
8 full-time equivalent of the number of Indian stu-
9 dents enrolled part time (determined on the basis of
10 the quotient of the sum of the credit hours of all
11 part-time students divided by 12) at such institu-
12 tion.

13 “(3) The terms ‘Indian’ and ‘Indian tribe’ have
14 the meaning given such terms in section 2 of the
15 Tribally Controlled Community College Assistance
16 Act of 1978.

17 “TITLE III—GENERAL PROVISIONS

18 “WAIVERS

19 “SEC. 301. (a) REQUEST FOR WAIVER.—Any State
20 may request, on its own behalf or on behalf of a local re-
21 cipient, a waiver by the Secretary or the Secretary of
22 Labor, as appropriate, of one or more statutory or regu-
23 latory provisions described in this section in order to carry
24 out more effectively State efforts to reform education and
25 develop school-to-work opportunities systems in the State.

1 “(b) GENERAL AUTHORITY.—(1) Except as provided
2 in subsection (d), the Secretary may waive any require-
3 ment of any statute listed in subsection (c), or of the regu-
4 lations issued under that statute, and the Secretary of
5 Labor may waive any statutory or regulatory requirement
6 under the Job Training Partnership Act, for a State that
7 requests such a waiver—

8 “(A) if, and only to the extent that, the Sec-
9 retary or the Secretary of Labor determines that
10 such requirement impedes the ability of the State to
11 carry out State efforts to reform education and de-
12 velop school-to-work opportunities systems in the
13 State;

14 “(B) if the State waives, or agrees to waive,
15 any similar requirements of State law;

16 “(C) if, in the case of a statewide waiver, the
17 State—

18 “(i) has provided all local recipients of as-
19 sistance under this Act in the State with notice
20 of, and an opportunity to comment on, the
21 State’s proposal to request a waiver; and

22 “(ii) has submitted the comments of such
23 recipients to the appropriate Secretary; and

1 “(D) if the State provides such information as
2 the Secretary or the Secretary of Labor reasonably
3 requires in order to make such determinations.

4 “(2) The Secretary or the Secretary of Labor, as ap-
5 propriate, shall act promptly on any request submitted
6 under paragraph (1).

7 “(3) Each waiver approved under this subsection
8 shall be for a period not to exceed five years, except that
9 the Secretary or the Secretary of Labor may extend such
10 period if the Secretary or the Secretary of Labor deter-
11 mines that the waiver has been effective in enabling the
12 State to carry out the purpose of this Act.

13 “(c) PROGRAMS.—(1) The statutes subject to the
14 waiver authority of the Secretary under this section are—

15 “(A) this Act;

16 “(B) part A of title I of the Elementary and
17 Secondary Education Act of 1965 (authorizing pro-
18 grams and activities to help disadvantaged children
19 meet high standards);

20 “(C) part B of title II of the Elementary and
21 Secondary Education Act of 1965 (Dwight D. Eisen-
22 hower Professional Development Program);

23 “(D) title IV of the Elementary and Secondary
24 Education Act of 1965 (Safe and Drug-Free Schools
25 and Communities Act of 1994);

1 “(E) title VI of the Elementary and Secondary
2 Education Act of 1965 (Innovative Education Pro-
3 gram Strategies);

4 “(F) part C of title VII of the Elementary and
5 Secondary Education Act of 1965 (Emergency Im-
6 migrant Education Program); and

7 “(G) the School-to-Work Opportunities Act of
8 1994.

9 “(2) The Secretary may not waive any requirement
10 under paragraph (1)(G) without the concurrence of the
11 Secretary of Labor.

12 “(d) WAIVERS NOT AUTHORIZED.—The Secretary or
13 the Secretary of Labor may not waive any statutory or
14 regulatory requirement of the programs listed in sub-
15 section (c) relating to—

16 “(1) the basic purposes or goals of the affected
17 programs;

18 “(2) maintenance of effort;

19 “(3) comparability of services;

20 “(4) the equitable participation of students at-
21 tending private schools;

22 “(5) parental participation and involvement;

23 “(6) the distribution of funds to States or to
24 local recipients;

1 “(7) the eligibility of an individual for partici-
2 pation in the affected programs;

3 “(8) public health or safety, labor standards,
4 civil rights, occupational safety and health, or envi-
5 ronmental protection; or

6 “(9) prohibitions or restrictions relating to the
7 construction of buildings or facilities.

8 “(e) TERMINATION OF WAIVERS.—The Secretary or
9 the Secretary of Labor, as appropriate, shall periodically
10 review the performance of any State for which that Sec-
11 retary has granted a waiver under this section and shall
12 terminate such waiver if the Secretary determines that the
13 performance of the State affected by the waiver has been
14 inadequate to justify a continuation of the waiver, or the
15 State fails to waive similar requirements of State law in
16 accordance with subsection (b)(1)(B).

17 “EFFECT OF FEDERAL PAYMENTS

18 “SEC. 302. (a) STUDENT FINANCIAL ASSISTANCE.—
19 (1) The portion of any student financial assistance re-
20 ceived under this Act that is made available for attendance
21 costs described in paragraph (2) shall not be considered
22 as income or resources in determining eligibility for assist-
23 ance under any program of welfare benefits, including aid
24 to families with dependent children under a State plan ap-
25 proved under part A of title IV of the Social Security Act

1 and aid to dependent children, that is funded in whole or
2 in part with Federal funds.

3 “(2) For purposes of this subsection, attendance
4 costs are—

5 “(A) tuition and fees normally assessed a stu-
6 dent carrying the same academic workload, as deter-
7 mined by the institution, including costs for rental
8 or purchase of any equipment, materials, or supplies
9 required of all students in the same course of study;
10 and

11 “(B) an allowance for books, supplies, transpor-
12 tation, dependent care, and miscellaneous personal
13 expenses for a student attending the institution on
14 at least a half-time basis, as determined by the insti-
15 tution.

16 “(b) INSTITUTIONAL AID.—No State shall take into
17 consideration payments under this Act in determining, for
18 any educational agency or institution in that State, the
19 eligibility for State aid, or the amount of State aid, with
20 respect to public education within the State.

21 “IDENTIFICATION OF STATE-IMPOSED REQUIREMENTS

22 “SEC. 303. Any State rule or policy imposed on the
23 provision of services or activities funded by this Act, in-
24 cluding any rule or policy based on State interpretation
25 of any Federal law, regulation, or guideline, shall be iden-
26 tified as a State-imposed requirement.

1 “OUT-OF-STATE RELOCATIONS

2 “SEC. 304. No funds provided under this Act shall
3 be used for the purpose of directly providing incentives
4 or inducements to an employer to relocate a business en-
5 terprise from one State to another if such relocation would
6 result in a reduction in the number of jobs available in
7 the State where the business enterprise is located before
8 such incentives or inducements are offered.

9 “DEFINITIONS

10 “SEC. 305. As used in this Act:

11 “(1) The term ‘all aspects of an industry’ has
12 the same meaning as given that term under section
13 4(1) of the School-to-Work Opportunities Act of
14 1994.

15 “(2) The term ‘all students’ has the same
16 meaning as given that term under section 4(2) of
17 the School-to-Work Opportunities Act of 1994.

18 “(3) The term ‘area vocational education
19 school’ means—

20 “(A) a specialized public high school that
21 provides vocational education to students who
22 are preparing to earn a high school diploma or
23 its equivalency and to enter the labor market;
24 or

25 “(B) a public technical institute or voca-
26 tional school that provides vocational education

1 to individuals who have completed or left high
2 school and who are preparing to enter the labor
3 market.

4 “(4) The term ‘career guidance and counseling’
5 has the same meaning as given that term under sec-
6 tion 4(4) of the School-to-Work Opportunities Act of
7 1994.

8 “(5) The term ‘career major’ has the same
9 meaning as given that term under section 4(5) of
10 the School-to-Work Opportunities Act of 1994.

11 “(6) The term ‘community-based organization’
12 means any such organization of demonstrated effec-
13 tiveness described in section 4(5) of the Job Train-
14 ing Partnership Act.

15 “(7) The term ‘institution of higher education’
16 has the same meaning as given that term under sec-
17 tion 1201(a) of the Higher Education Act of 1965.

18 “(8) The term ‘limited English proficiency’ has
19 the same meaning given such term in section
20 7501(8) of the Elementary and Secondary Edu-
21 cation Act of 1965.

22 “(9) The term ‘local educational agency’ has
23 the same meaning as given that term under section
24 4(10) of the School-to-Work Opportunities Act of
25 1994.

1 “(10) The term ‘school dropout’ has the same
2 meaning as given that term under section 4(17) of
3 the School-to-Work Opportunities Act of 1994.

4 “(11) The term ‘Secretary’ means the Secretary
5 of Education.

6 “(12) The term ‘skill certificate’ has the same
7 meaning as given that term under section 4(22) of
8 the School-to-Work Opportunities Act of 1994.

9 “(13) The term ‘special populations’ includes
10 students with disabilities, educationally or economi-
11 cally disadvantaged students, students of limited
12 English proficiency, foster children, migrant chil-
13 dren, school dropouts, students who are identified as
14 being at-risk of dropping out of secondary school,
15 students who are seeking to prepare for occupations
16 that are not traditional for their gender, and, to the
17 extent feasible, individuals younger than age 25 in
18 correctional institutions.

19 “(14) Except as otherwise provided, the term
20 ‘State’ includes, in addition to each of the several
21 States, the District of Columbia, the Commonwealth
22 of Puerto Rico, the Virgin Islands, Guam, American
23 Samoa, and the Northern Mariana Islands.

24 “(15) The term ‘State educational agency’ has
25 the same meaning as given that term under section

1 4(24) of the School-to-Work Opportunities Act of
2 1994.

3 “(16) The term ‘students with disabilities’
4 means students who have a disability or disabilities,
5 as such term is defined in section 3(2) of the Ameri-
6 cans With Disabilities Act of 1990.

7 “(17) The term ‘tribally controlled community
8 college’ means an institution that receives assistance
9 under the Tribally Controlled Community College
10 Assistance Act of 1976 or the Navajo Community
11 College Act.”.

12 TITLE II—EFFECTIVE DATE; TRANSITION

13 EFFECTIVE DATE

14 SEC. 201. This Act shall take effect on July 1, 1996.

15 TRANSITION

16 SEC. 202. Notwithstanding any other provisions of
17 law—

18 (1) upon enactment of the Career Preparation
19 Education Reform Act of 1995, a State or local re-
20 cipient of funds under the Carl D. Perkins Voca-
21 tional and Applied Technology Education Act may
22 use any such unexpended funds to carry out services
23 and activities that are authorized by either such Act
24 or the Carl D. Perkins Career Preparation Edu-
25 cation Act; and

1 (2) a State or local recipient of funds under the
2 Carl D. Perkins Career Preparation Education Act
3 for the fiscal year 1996 may use such funds to carry
4 out services and activities that are authorized by ei-
5 ther such Act or were authorized by the Carl D.
6 Perkins Vocational and Applied Technology Edu-
7 cation Act prior to its amendment.

8 TITLE III—AMENDMENTS TO OTHER ACTS

9 AMENDMENTS TO THE JOB TRAINING PARTNERSHIP ACT

10 SEC. 301. The Job Training Partnership Act (29
11 U.S.C. 1501 et seq.) is amended—

12 (1) in section (4)—

13 (A) in paragraph (14), by striking “in sec-
14 tion 521(22) of the Carl D. Perkins Vocational
15 Education Act” and inserting in lieu thereof
16 “section 4(10) of the School-to-Work Opportu-
17 nities Act of 1994”; and

18 (B) in paragraph (28), by striking “Voca-
19 tional Education Act” and inserting in lieu
20 thereof “Vocational and Applied Technology
21 Education Act as in effect on the day prior to
22 the date of enactment of the Career Prepara-
23 tion Education Reform Act of 1995”;

24 (2) in section 121(a)(2), by adding at the end
25 thereof the following sentence: “The State may sub-

1 mit such plan as part of a State plan, or amendment
2 to a State plan, under the Carl D. Perkins Career
3 Preparation Education Act or the School-to-Work
4 Opportunities Act of 1994.”;

5 (3) in section 122(b)—

6 (A) by amending paragraph (8) to read as
7 follows:

8 “(8) consult with the appropriate State agency
9 under section 106 of the Carl D. Perkins Career
10 Preparation Education Act to obtain a summary of
11 activities and an analysis of results in training
12 women in nontraditional employment under such
13 Act, and annually disseminate such summary to
14 service delivery areas, service providers throughout
15 the State, and the Secretary;”;

16 (B) in paragraph (11)(B), by striking
17 “section 113(b)(14) of the Carl D. Perkins Vo-
18 cational Education Act” and inserting in lieu
19 thereof “section 105(e)(2) of the Carl D. Per-
20 kins Career Preparation Education Act”;

21 (4) in section 123(c)—

22 (A) in paragraph (1)(E)(iii), by striking
23 “Carl D. Perkins Vocational and Applied Tech-
24 nology Education Act (20 U.S.C. 2301 et seq.)”

1 and inserting in lieu thereof “Carl D. Perkins
2 Career Preparation Education Act”; and

3 (B) in paragraph (2)(D)(iii), by striking
4 “Vocational and Applied Technology” and in-
5 serting in lieu thereof “Career Preparation”;
6 (5) in section 125—

7 (A) in subsection (a), by inserting after
8 “coordinating committee” a comma and “as de-
9 scribed in section 422(b) of the Carl D. Perkins
10 Vocational and Applied Technology Education
11 Act as in effect on the day prior to the date of
12 enactment of the Career Preparation Education
13 Reform Act of 1995,”;

14 (B) in subsection (b)(1), by striking out
15 “Vocational” and inserting in lieu thereof “Ca-
16 reer Preparation”; and

17 (C) in subsection (c), by inserting after
18 “Coordinating Committee” a comma and “as
19 established in section 422(a) of the Carl D.
20 Perkins Vocational and Applied Technology
21 Education Act as in effect on the day prior to
22 the date of enactment of the Career Prepara-
23 tion Education Reform Act of 1995,”;

24 (6) in section 205(a)(2), by striking “Carl D.
25 Perkins Vocational and Applied Technology Edu-

1 cation Act (20 U.S.C. 2301 et seq.)” and inserting
2 in lieu thereof “Carl D. Perkins Career Preparation
3 Education Act”;

4 (7) in section 265(b)(3), by striking “Carl D.
5 Perkins Vocational and Applied Technology Edu-
6 cation Act (20 U.S.C. 2301 et seq.)” and inserting
7 in lieu thereof “Carl D. Perkins Career Preparation
8 Education Act”;

9 (8) in section 314(g)(2), by striking out “Voca-
10 tional and Applied Technology” and inserting in lieu
11 thereof “Career Preparation”;

12 (9) in section 427(a)(1), by striking “local
13 agencies, including a State board or agency des-
14 ignated pursuant to section 111(a)(1) of the Carl D.
15 Perkins Vocational Act which operates or wishes to
16 develop area vocational education school facilities or
17 residential vocational schools (or both) as authorized
18 by such Act, or private organizations” and inserting
19 in lieu thereof “local agencies, or private organiza-
20 tions”;

21 (10) in section 455(b), by striking “Carl D.
22 Perkins Vocational and Applied Technology Edu-
23 cation Act (20 U.S.C. 2301 et seq.)” and inserting
24 in lieu thereof “Carl D. Perkins Career Preparation
25 Education Act”;

1 (11) in section 461(c), by striking out “Voca-
2 tional” and inserting in lieu thereof “Career Prepa-
3 ration”;

4 (12) in section 464—

5 (A) in subsection (a), by striking out “Carl
6 D. Perkins Vocational Education Act)” and in-
7 serting in lieu thereof “Carl D. Perkins Voca-
8 tional and Applied Technology Education Act
9 as in effect on the day prior to the date of en-
10 actment of the Career Preparation Education
11 Reform Act of 1995)”;

12 (B) in subsection (b), by striking out “In
13 additional to its responsibilities under the Carl
14 D. Perkins Vocational Education Act, the” and
15 inserting in lieu thereof “The”; and

16 (C) in subsection (c), by striking out “this
17 Act, under section 422 of the Carl D. Perkins
18 Vocational Education Act, and” and inserting
19 in lieu thereof “this Act and”;

20 (13) in section 605(c), by striking out “Voca-
21 tional Education Act)” and inserting in lieu thereof
22 “Vocational and Applied Technology Education Act
23 as in effect on the day prior to the date of enact-
24 ment of the Career Preparation Education Reform
25 Act of 1995)”;

1 (14) in section 701(b)—

2 (A) by amending paragraph (1) to read as
3 follows:

4 “(1) IN GENERAL.—For purposes of this title,
5 the term ‘applicable Federal human resource pro-
6 gram’ includes any program authorized under the
7 provisions of law described under paragraph (2)(A)
8 that the Governor and the head of the State agency
9 or agencies responsible for the administration of
10 such program jointly agree to include within the ju-
11 risdiction of the State Council.”; and

12 (B) in paragraph (2)(A)(ii), by striking
13 “Carl D. Perkins Vocational and Applied Tech-
14 nology Education Act (20 U.S.C. 2301 et seq.)”
15 and inserting in lieu thereof “Carl D. Perkins
16 Career Preparation Education Act”; and

17 (15) in section 703(a)(2), by striking the
18 comma after “section 123(a)(2)(D)” and “except
19 that, with respect to the Carl D. Perkins Vocational
20 and Applied Technology Education Act (20 U.S.C.
21 2301 et seq.), such State may use funds only to the
22 extent provided under section 112(g) of such Act”.

23 AMENDMENTS TO THE SMITH-HUGHES ACT

24 SEC. 302. The Act of February 23, 1917 (20 U.S.C.
25 11 et seq.) is amended—

1 (1) in section 1 (20 U.S.C. 11), by inserting
2 “through the fiscal year 1995” after “annually ap-
3 propriated”;

4 (2) in section 2 (20 U.S.C. 12)—

5 (A) by inserting “through the fiscal year
6 1995” after “there is annually appropriated”;
7 and

8 (B) by inserting “through the fiscal year
9 1995” after “There is appropriated for each fis-
10 cal year”;

11 (3) in section 3 (20 U.S.C. 13)—

12 (A) by inserting “through the fiscal year
13 1995” after “there is annually appropriated”;
14 and

15 (B) by inserting “through the fiscal year
16 1995” after “There is appropriated”;

17 (4) in section 4 (20 U.S.C. 14)—

18 (A) by inserting “through the fiscal year
19 1995” after “there is annually appropriated”;
20 and

21 (B) by inserting “through the fiscal year
22 1995” after “And there is appropriated”; and

23 (5) in section 7 (20 U.S.C. 15), by inserting
24 “through the fiscal year 1995” after “There is au-
25 thorized to be appropriated”.

1 AMENDMENTS TO THE ADULT EDUCATION ACT

2 SEC. 303. The Adult Education Act (20 U.S.C. 1201
3 et seq.) is amended—

4 (1) in section 322(a)(4), by striking “Voca-
5 tional and Applied Technology” and inserting in lieu
6 thereof “Career Preparation”;

7 (2) in section 342—

8 (A) in subsection (c)(11), by striking “Carl
9 D. Perkins Vocational Education Act of 1963”
10 and inserting in lieu thereof “Carl D. Perkins
11 Career Preparation Education Act”; and

12 (B) in subsection (d), by striking “Voca-
13 tional” and inserting in lieu thereof “Career
14 Preparation”; and

15 (3) by amending section 384(d)(1)(D)(ii) to
16 read as follows:

17 “(ii) be coordinated with activities
18 conducted by other educational and train-
19 ing entities that provide relevant technical
20 assistance;”.

21 AMENDMENTS TO THE SCHOOL-TO-WORK OPPORTUNITIES

22 ACT OF 1994

23 SEC. 304. The School-to-Work Opportunities Act (20
24 U.S.C. 1601 et seq.) is amended—

1 (1) in section 202(a)(3), by striking “Voca-
2 tional and Applied Technology” and inserting in lieu
3 thereof “Career Preparation”;

4 (2) in section 203(b)(2), by striking clause (I)
5 and redesignating clauses (J) and (K) as clauses (I)
6 and (J), respectively;

7 (3) in section 213—

8 (A) in subsection (d)(6)(B), by striking
9 “Vocational and Applied Technology” and in-
10 serting in lieu thereof “Career Preparation”;
11 and

12 (B) in subsection (b)(4), by striking clause
13 (I) and redesignating clauses (J) and (K) as
14 clauses (I) and (J), respectively;

15 (4) in section 403(a), by striking “the individ-
16 uals assigned under section 111(b)(1) of the Carl D.
17 Perkins Vocational and Applied Technology Edu-
18 cation Act (20 U.S.C. 2321(b)(1)),”;

19 (5) in section 404—

20 (A) by inserting “and” after “(29 U.S.C.
21 1733(b)),”;

22 (B) by striking “and the National Network
23 for Curriculum Coordination in Vocational Edu-
24 cation under section 402(c) of the Carl D. Per-

1 kins Vocational and Applied Technology Edu-
2 cation Act (20 U.S.C. 2402(c)),”;

3 (6) in section 502(b)(6), by striking “Voca-
4 tional and Applied Technology” and inserting in lieu
5 thereof “Career Preparation”; and

6 (7) in section 505—

7 (A) in subsection (a)(2)(B)(i), by striking
8 “section 102(a)(3) of the Carl D. Perkins Voca-
9 tional and Applied Technology Education Act
10 (20 U.S.C. 2312(a)(3))” and inserting in lieu
11 thereof “section 112(c) of the Carl D. Perkins
12 Career Preparation Education Act”; and

13 (B) in subsection (e), by striking “section
14 201(b) of the Carl D. Perkins Vocational and
15 Applied Technology Education Act (20 U.S.C.
16 2312(a)(3))” and inserting in lieu thereof “sec-
17 tion 102 of the Carl D. Perkins Career Prepa-
18 ration Education Act”.

19 AMENDMENTS TO THE ELEMENTARY AND SECONDARY
20 EDUCATION ACT OF 1965

21 SEC. 305. The Elementary and Secondary Education
22 Act of 1965 (20 U.S.C. 6301 et seq.) is amended—

23 (1) in section 1114(b)(2)(C)(v), by striking
24 “Vocational and Applied Technology” and inserting
25 in lieu thereof “Career Preparation”;

8 (4) in section 14307(a)(1), by striking “Voca-
9 tional and Applied Technology” and inserting in lieu
10 thereof “Career Preparation”.

SEC. 306. The Goals 2000: Educate America Act (20
U.S.C. 5801 et seq.) is amended—

(A) in subsection (c)(1)(A), by inserting before the semicolon at the end thereof a comma and “as in effect on the day prior to the date of enactment of the Career Preparation Education Reform Act of 1995, until not later than July 1, 1998, and the performance goals and indicators developed pursuant to section 108 of the Carl D. Perkins Career Preparation Education Act thereafter”; and

1 (B) in subsection (1), by striking out “Vo-
2 cational and Applied Technology” and inserting
3 in lieu thereof “Career Preparation”; and
4 (2) in section 311(b)(6), by striking out “Voca-
5 tional and Applied Technology” and inserting in lieu
6 thereof “Career Preparation”.

7 OTHER TECHNICAL AND CONFORMING AMENDMENTS

8 SEC. 307. (a) HIGHER EDUCATION ACT OF 1965.—
9 The Higher Education Act of 1965 (20 U.S.C. 1001 et
10 seq.) is amended—

11 (1) by amending section 127(2) to read as fol-
12 lows:

13 “(2) have, as one of the partners participating
14 in an articulation agreement, an entity that uses
15 funds under title I of the Carl D. Perkins Career
16 Preparation Education Act to support tech-prep
17 education services and activities;”;

18 (2) in section 481(a)(3)(A), by striking “section
19 521(4)(C) of the Carl D. Perkins Vocational and
20 Applied Technology Education Act” and inserting in
21 lieu thereof “section 305(3)(B) of the Carl D. Per-
22 kins Career Preparation Education Act”;

23 (3) in section 484(l)(1), by striking “section
24 521(4)(C) of the Carl D. Perkins Vocational and
25 Applied Technology Education Act” and inserting in

1 lieu thereof “section 305(3)(B) of the Carl D. Per-
2 kins Career Preparation Education Act”; and

3 (4) in section 503(b)(2)(B)(vi), by striking “in
4 a Tech-Prep program under section 344 of the Carl
5 D. Perkins Vocational and Applied Technology Edu-
6 cation Act” and inserting in lieu thereof “in a tech-
7 prep program supported through services and activi-
8 ties under the Carl D. Perkins Career Preparation
9 Education Act”.

10 (b) INDIVIDUALS WITH DISABILITIES EDUCATION
11 ACT.—Section 626(g) of the Individuals with Disabilities
12 Education Act (20 U.S.C. 1400 et seq.) is amended by
13 striking out “Vocational and Applied Technology” and in-
14 serting in lieu thereof “Career Preparation”.

15 (c) REHABILITATION ACT OF 1973.—Section
16 101(a)(11)(A) of the Rehabilitation Act of 1973 (29
17 U.S.C. 701 et seq.) is amended by striking out “Voca-
18 tional and Applied Technology Education Act (20 U.S.C.
19 2301 et seq.)” and inserting in lieu thereof “Career Prep-
20 aration Education Act”.

21 (d) DISPLACED HOMEMAKERS SELF-SUFFICIENCY
22 ASSISTANCE ACT.—Section 9(a)(2) of the Displaced
23 Homemakers Self-Sufficiency Assistance Act (29 U.S.C.
24 2301 et seq.) is amended by inserting “as in effect on the
25 day prior to the date of enactment of the Career Prepara-

1 tion Education Reform Act of 1995 or the State agency
2 or agencies designated under section 106(a) of the Carl
3 D. Perkins Career Preparation Education Act,”.

4 (e) WAGNER-PEYSER ACT.—Section 7(c)(2)(A) of
5 the Act of June 6, 1933 (29 U.S.C. 49 et seq.) is amended
6 by striking out “Vocational and Applied Technology” and
7 inserting in lieu thereof “Career Preparation”.

8 (f) EQUITY IN EDUCATIONAL LAND-GRANT STATUS
9 ACT OF 1994.—Section 533(c)(4)(A) of the Equity in
10 Education Land-Grant Status Act of 1994 (7 U.S.C. 301
11 note; part C of title V of the Improving America’s Schools
12 Act) is amended by inserting after “(20 U.S.C.
13 2397h(3))” a comma and “as in effect on the day prior
14 to the date of enactment of the Career Preparation Edu-
15 cation Reform Act of 1995,”.

16 (g) TITLE 31, CHAPTER 67, OF THE UNITED STATES
17 CODE.—Section 6703(a)(12) of title 31, United States
18 Code (as added by section 31001 of the Violent Crime
19 Control and Law Enforcement Act of 1994) is amended
20 by striking out “Vocational and Applied Technology” and
21 inserting in lieu thereof “Career Preparation”.

22 (h) NONTRADITIONAL EMPLOYMENT FOR WOMEN
23 ACT.—Section 2(b)(3) of the Nontraditional Employment
24 for Women Act (29 U.S.C. 1501 note) is amended by

1 striking out “Vocational and Applied Technology” and in-
 2 serting in lieu thereof “Career Preparation”.

3 (i) TRAINING TECHNOLOGY TRANSFER ACT OF
 4 1988.—Section 6107(6) of the Training Technology
 5 Transfer Act of 1988 (20 U.S.C. 5091 et seq.) is amended
 6 by inserting before the semicolon at the end thereof a
 7 comma and “as in effect on the day prior to the date of
 8 enactment of the Career Preparation Education Reform
 9 Act of 1995”.

10 (j) GENERAL REDESIGNATION.—Any other ref-
 11 erences to the Carl D. Perkins Vocational and Applied
 12 Technology Education Act shall be deemed to refer to the
 13 Carl D. Perkins Career Preparation Education Act.



S 696 IS—2

S 696 IS—3

S 696 IS—4

S 696 IS—5

S 696 IS—6